

AMENDED IN SENATE AUGUST 10, 2010
AMENDED IN SENATE JULY 15, 2010
AMENDED IN ASSEMBLY JANUARY 4, 2010
CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 1229

Introduced by Assembly Member Evans

February 27, 2009

An act to amend Section 903.47 of the Welfare and Institutions Code, relating to juvenile court costs.

LEGISLATIVE COUNSEL'S DIGEST

AB 1229, as amended, Evans. Juvenile court costs.

Existing law provides for the appointment of counsel to represent a minor in juvenile court proceedings, as specified. The father, mother, spouse, or other person liable for the support of the minor is liable to the county for those costs, except as specified.

Existing law authorizes the court, with the consent of the county and pursuant to the terms and conditions agreed upon by the court and the county, to designate a financial evaluation officer to make financial evaluations of liability for reimbursement pursuant to the provision governing liability for the cost to the county or the court of legal services rendered to a minor.

This bill would additionally authorize the court to designate a court financial evaluation officer to make evaluations of liability for reimbursement for the costs of legal services rendered to a minor. The bill would also require both the court financial evaluation officer and the county financial evaluation officer to follow the procedures set forth for county financial evaluation officers, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 903.47 of the Welfare and Institutions
2 Code is amended to read:
3 903.47. (a) The Judicial Council shall establish a program to
4 collect reimbursements from the person liable for the costs of
5 counsel appointed to represent parents or minors pursuant to
6 Section 903.1 *in dependency proceedings*.
7 (1) As part of the program, the Judicial Council shall:
8 (A) Adopt a statewide standard for determining the ability to
9 pay reimbursements for counsel, which shall at a minimum include
10 the family's income, their necessary obligations, the number of
11 individuals dependent on this income, and the cost-effectiveness
12 of the program.
13 (B) Adopt policies and procedures allowing a court to recover
14 from the money collected the costs associated with collecting
15 delinquent reimbursements. The policies and procedures shall at
16 a minimum limit the amount of money a court may recover to a
17 reasonable proportion of the delinquent reimbursements collected
18 and provide the terms and conditions under which a court may use
19 a third party to collect delinquent reimbursements.
20 (2) The money collected shall be deposited as required by
21 Section 68085.1 of the Government Code. Except as otherwise
22 authorized by law, the money collected under this program shall
23 be utilized to reduce caseloads, for attorneys appointed by the
24 court, to the caseload standard approved by the Judicial Council.
25 Priority shall be given to those courts with the highest attorney
26 caseloads that also demonstrate the ability to immediately improve
27 outcomes for parents and children as a result of lower attorney
28 caseloads.
29 (b) The court may do either of the following:
30 (1) Designate a court financial evaluation officer to make
31 financial evaluations of liability for reimbursement pursuant to
32 Section 903.1.
33 (2) With the consent of the county and pursuant to the terms
34 and conditions agreed upon by the court and county, designate a

1 county financial evaluation officer to make financial evaluations
2 of liability for reimbursement pursuant to Section 903.1.

3 (c) In handling reimbursement of payments pursuant to Section
4 903.1, the court financial evaluation officer and the county financial
5 evaluation officer shall follow the procedures set forth for county
6 financial evaluation officers in subdivisions (b), (c), and (d) of
7 Section 903.45.

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